

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 29, 1956
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by RABBI HAROLD KRANTZLER, Temple Beth Israel, 110 1/2 San Jacinto.

Councilman White moved that the Minutes of the Regular Meeting of March 22nd, and of the Special Meeting of March 20th be approved. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

MR. HERMAN JONES, representing MR. H. C. BELL, Central Texas Equipment Company, one of the bidders for a trailer-mounted air compressor. Mr. Jones stated this bid was for a rotary type, and was only \$365 more than the piston type, and the company was making this low bid to get this machine in the Street and Bridge Department; that the piston type machine is no longer being made by the major companies, not even by the Worthington Company. The Central Texas Equipment Company does not submit bids in San Antonio, Waco and Houston, because those cities buy from local people. He stated the City had one rotary machine, and it had not been necessary to buy any parts for the machine. He urged that the experience of the city with the two types of machines be conclusive; that it would be poor economy in order to save \$365 to buy the other type of machine which is obsolete. The Director of Public Works read the bid form sent out. He stated the piston machines in use in the city had been satisfactory, and there is only one rotary machine in the Electric Department, and there was no experience record on it as yet. The City Manager explained the wording of the bids, and stated new bids would have to be taken with the understanding the difference of the machines would be evaluated. The Mayor

did not believe it would be wise to buy an outmoded machine; and if the manufacturers were all building the rotary type, he did not want to invest in something that had been discarded. Councilman White asked if parts would be available in the next ten years. It was stated the parts would be. He favored taking the low bid, as the piston type gave the service asked for. After discussion, Councilman Pearson moved that this be submitted and have it clarified, and that rotary and piston be asked for; that it be made known that the bids on each of the types will be evaluated. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, Mayor Miller
 Noes: Councilman White

The Mayor and Council greeted and welcomed GOVERNOR HOSSAIN SEPEHRNIA, Governor of the Province of Maraghe, Iran.

Pursuant to published notice thereof the following zoning applications were publicly heard:

L. G. COOK, MRS.	3700-12 Goodwin Avenue	From "A" Residence
MARY B. TURNER	1133-1135 7/32 Airport Blvd.	To "C" Commercial
		RECOMMENDED by the Planning Commission

The Mayor asked those who wished to grant the change to "C" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

BUILDERS & BANKERS INS. CORP OF AMERICA	501-03 E.11th Street 1007-11 Neches St.	From "B" Residence 2nd Height and Area To "C" Commercial 2nd Height and Area RECOMMENDED by the Planning Commission
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The Mayor asked those who wished to grant the change to "C" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced the change had been granted to "C" Commercial 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

NOEL K. BROWN & DAN 9212-9320 Inter.Hwy. From "A" Residence
 STATHOS, H.N. SIMS 511-705 E. Rundberg Lane To "GR" General Retail

The Mayor asked those who wished to grant the change to "GR" General Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

W. T. CASWELL 2208-14 Alexander Ave. From "A" Residence
 2801-25 Manor Road To "C" Commercial
 2209-15 Curtis Avenue NOT Recommended by the
 Planning Commission
 RECOMMENDED "LR" Local
 Retail

Opposition was expressed by MR. GEORGE BYRNE, 2717 Manor Road, and ONIAS W. REYNOLDS, 2804 East 22nd Street (by letter). Mr. Byrne felt there would be no opposition if a commitment could be made as to what was planned in this area. Action was postponed until the following week.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 14 OF THE AUSTIN CITY CODE OF 1954; ESTABLISHING A BUILDING STANDARDS COMMISSION; DEFINING SUBSTANDARD BUILDINGS; PROVIDING FOR THE VACATION, REPAIR, OR DEMOLITION OF SUBSTANDARD BUILDINGS; PROVIDING A PENALTY FOR VIOLATION; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Pearson moved that the ordinance be passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced that anyone interested should be present at next week's Council meeting, and it was asked that publicity be given.

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 27, 1956 for

the construction of 8,906 feet of sanitary sewer line along Taylor Branch through Camp Mabry to Horse-Shoe-Bend; and,

WHEREAS, the bid of Austin Engineering Company in the sum of \$34,290.95 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Superintendent of the Water and Sewer Department of the City of Austin, and by the City Manager, Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Austin Engineering Company in the sum of \$34,290.95 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Austin Engineering Company.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Pearson moved that the Council authorize a passenger zone at 700 Rio Grande, for the Boy Scout Headquarters. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the Architects would have the final plans of the Auditorium ready by next week, and that a meeting would be called Wednesday, April 4th, at 2:30 to go over these plans and approve them. He stated the site had been fixed by implication at the time of the Auditorium election; that validating legislation had been passed, and he wanted to go on with the plans within reason.

The Mayor announced that the Council on Wednesday, April 4th, would go over the L.C.R.A. contract, and be ready then to vote on it about April 12th. At the Special Meeting at 4:00, a public hearing on the bonds will be held.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BEVERLY HILLS, INC.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BEVERLY HILLS, INC.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT AND DECLARING AN EMERGENCY.

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Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin has heretofore and will in the future obtain in the Courts of Travis County, Texas, judgments for delinquent taxes against various persons; and,

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WHEREAS, the City has caused, and will in the future cause such judgments to be abstracted and recorded in the Judgment Lien Records of Travis County, Texas; and,

WHEREAS, the City has been, and will be, from time to time, called upon to release or assign said judgments and the liens created thereby; and,

WHEREAS, the City Tax Assessor and Collector by virtue of his position is cognizant of such tax suits, judgments therein, and payments thereon, and it is deemed expedient that the said Assessor and Collector be authorized to release or assign on behalf of said City, such judgments upon the payment of same; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Tax Assessor and Collector of the City of Austin, upon the payment in full to him of the taxes, penalties, interest and costs included in any tax judgment in favor of the City of Austin, be, and he is hereby, authorized, in the name and on behalf of the City of Austin, to execute a written release or assignment with the seal of the City of Austin affixed and attested by the City Clerk, releasing or assigning unto such person paying such judgment all liens created or fixed thereby.

The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Palmer, Pearson, White, Mayor Miller

Noes: None

Absent: Councilman Long (Councilman Long not being in the Council Room at this time)

Councilman Pearson reported an agreement made by Mr. West regarding a storm sewer in South 1st and Oltorf, and he wanted to submit it to the Council for consideration. Mr. West would pay for half the amount of the culvert under the bridge, half the work, including the engineering, and give 14' of land for the 80' right-of-way, if the City would pay the other half, not over \$5,000. He reported on an agreement that Mr. West would make for exchanging 10' of land on Oltorf.

The Council recessed until 3:00 P.M.

Recessed Meeting

3:00 P.M.

At 3:00 P.M. the Council resumed its meeting. Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH THE AUSTIN INDEPENDENT SCHOOL DISTRICT; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Pearson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Pearson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Pearson moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

There being no further business the Council adjourned subject to the call of the Mayor.

APPROVED

Tom Miller
Mayor

ATTEST:

Elvis Stasley
City Clerk